

and in the absence of the mine foreman the superintendent shall designate an assistant who shall perform the duties of the mine foreman. Such assistants shall be liable to the same penalties as the mine foreman for any violation of this sub-title.

An. Code, 1924, sec. 66. 1922, ch. 307, sec. 65.

66. For the purpose of this sub-title the superintendent or mine foreman in direct charge of the operations of any mine shall be considered as the agent of the operator thereof, and shall be held jointly responsible with such operator for any failure to comply with this sub-title or regulations pursuant thereto, governing operators or agents.

An. Code, 1924, sec. 67. 1922, ch. 307, sec. 66.

67. Such mine foreman or his assistants shall on each day the mine works, enter plainly and sign in ink, in a book provided for the purpose, a report of the condition of the mine and of their examination thereof made on that day, including the following facts:

(a) Any danger or dangerous condition observed or reported, and what steps have been taken to remedy the same.

(b) Whether or not there is a proper supply of material on hand for the safe working of the mine.

(c) Whether or not the requirements of this sub-title are complied with.

(d) If such mine is gaseous, a report of all air measurements within such mine as herein elsewhere required to be taken.

(e) If such mine is not gaseous, a report once a week of all air measurements within such mine as herein elsewhere required to be taken.

Such record shall be kept in the foreman's office at the mine for examination by the district mine inspector and by any person employed at such mine.

The mine foreman shall also each day read carefully and countersign with red ink all reports entered on the record book of the fire boss.

It shall be the duty of the mine foreman for the operator to report immediately all violations of this sub-title to the district mine inspector; and also to make an immediate report to such inspector and to the operator of such mine upon the occurrence of any serious or fatal accident, in such form and including such information as the Bureau may prescribe.

An. Code, 1924, sec. 68. 1922, ch. 307, sec. 67.

68. If the mine foreman or an assistant mine foreman shall violate any provision of this sub-title, or by neglect or from any other cause become incapacitated for the proper discharge of his duties, the district mine inspector shall after satisfying himself by investigation, prefer charges before the Examining Board, and take such additional steps as the nature of the case may require; and whenever any mine official or employee or other person shall solicit or receive any sum of money or other consideration from any person for the purpose of procuring employment for any person, or continuing in the same, or for the purpose of procuring any favor, promotion, advantage or facility in employment in or about such mine, such mine official, employee or other person shall be deemed guilty of a misdemeanor.